**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT :**

**THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN**

**MONDAY, THE 5TH MARCH 2007 / 14TH PHALGUNA 1928**

**WP(C).No. 1307 of 2007(E)**
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**PETITIONER:**
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**P.MOHAMMED SULFIKER KURIKKAL,**
**S/O. AHAMMED KURIKAL MASTER,**
**KANHIRATHIL KALLI HOUSE, PUNNAPPALA P.O.,**
**WANDOOR, MALAPPURAM DISTRICT.**

**BY ADV. SRI.P.SAMSUDIN**

**RESPONDENTS:**
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**1. THE AUTHORISED OFFICER,**
**(DEPUTY GENERAL MANAGER), NILAMBUR CO-OPERATIVE URBAN BANK LTD., HEAD OFFICE, NILAMBUR.**

**2. THE NILAMBUR CO-OPERATIVE URBAN BANK LTD., REPRESENTED BY ITS GENERAL MANAGER, HEAD OFFICE, NILAMBUR.**

**3. THE REGISTRAR OF CO-OPERATIVE SOCIETIES, THIRUVANANTHAPURAM.**

**BY ADV. SRI.DEVAPRASANTH.P.J.**
**BY GOVT. PLEADER SRI.BENJAMIN PAUL**

**THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 05/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

**APPENDIX**

**Petitioner's Exhibits**

Ext.P1: True copy of the Award in ARC 1952/2004

Ext.P2: True copy of the sale declaration dated 01-01-2007

//True Copy

**THOTTATHIL B.RADHAKRISHNAN.J**

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**W.P(C) No. 1307 of 2007**

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**Dated this the 5th day of March 2007**

**JUDGMENT**

The condition imposed as per interim order dated 11-1-2007 has not been complied with. I have heard the learned counsel for the parties on the merits of the contentions. As per Ext.P1 award under the Kerala Co-operative Societies Act 1969, the amount due to the creditor bank has been finalised. The securitisation proceedings does not call for any interference because it is not vitiated by any jurisdictional error or any legal infirmity. This writ petition fails. Dismissed.

**THOTTATHIL B.RADHAKRISHNAN.JUDGE**

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